

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
AT BECKLEY**

**MATTHEW GIBSON,**

**Plaintiff,**

**v.**

**Civil Action No. 5:21-cv-00181  
Honorable Frank W. Volk**

**LOUISE E. GOLDSTON, individually,  
COUNTY COMMISSION OF RALEIGH  
COUNTY, a political subdivision, JEFF  
MCPEAKE, individually, BRIAN WHITE,  
individually, BOBBY STUMP,  
individually, KYLE LUSK, individually,**

**Defendants.**

**DEFENDANT LOUISE E. GOLDSTON'S  
MOTION FOR SUMMARY JUDGMENT**

**COMES NOW** this Defendant, Louise E. Goldston, by counsel Jennifer E. Tully, Adam K. Strider, and the law firm of Bailey & Wyant, PLLC, pursuant to Rule 56(c) of the *Federal Rules of Civil Procedure* and hereby move this Court for an Order of Summary Judgment in regard to all claims asserted against the Defendant because there is no genuine issues of material fact as to Plaintiff's claims asserted herein.

As more thoroughly discussed in the contemporaneously-filed Memorandum of Law submitted in support of this Motion, the Defendant is entitled to Summary Judgment because the undisputed facts on the case record show that she is entitled to absolute judicial immunity from the Plaintiff's claims.

**WHEREFORE**, based on the foregoing, as well as the contemporaneously filed Memorandum of Law, Defendant Louise E. Goldston respectfully prays that this Honorable Court

**GRANT** her Motion for Summary Judgment, as grant her such other relief as the Court deems just and proper.

**LOUISE E. GOLDSTON,**

**By Counsel,**

**/s/ Adam K. Strider**  
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**Defendants.**

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of foregoing “**DEFENDANT LOUISE E. GOLDSTON’S MOTION FOR SUMMARY JUDGMENT**” was served upon the following parties through the Court’s Electronic Case Filing (ECF) system on this day, Monday, March 28, 2022:

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